

## 52.214-20 Bid Samples.

As prescribed in 14.201-6(o)(1), insert the following provision:

### Bid Samples (Apr 2002)

(a) "Bid sample" means a product sample required to be submitted by a bidder to show those characteristics of the offered *products* that cannot adequately be described by specifications, purchase descriptions, or the invitation for bid (*e.g.*, balance, facility of use, or pattern).

(b) Bidders *must* furnish bid samples as part of the bid. The Government *must* receive the bid samples by the time specified in the invitation for bids. If the bidder fails to submit samples on time, the Government will reject the bid, except that the *Contracting Officer* will consider a late sample sent by mail under the Late Submissions, Modifications, and Withdrawals of Bids provision of this *solicitation*.

(c) The Government will test or evaluate bid samples to determine compliance with all the characteristics listed for examination in this *solicitation*. The Government will reject the bid when the sample fails to conform to the required characteristics. *Products* delivered under any resulting contract *must* conform to-

(1) The approved sample for the characteristics listed for test or evaluation; and

(2) The specifications for all other characteristics.

(d) Unless otherwise specified in the *solicitation*, bid samples *shall* be-

(1) Submitted at no expense to the Government; and

(2) Returned at the bidder's request and expense, unless they are destroyed during preaward testing.

(End of provision)

*Alternate I* (May 2002). As prescribed in 14.201-6 (o)(2)(i), insert the following *Alternate I*:

(e) At the discretion of the *Contracting Officer*, the requirement for furnishing bid samples *may* be waived for a bidder if-

(1) The bid states that the offered product is the same as a product offered by the bidder to the \_\_\_\_\_ *[as appropriate, the Contracting Officer shall designate the contracting office or an alternate activity or office]*; and

(2) The *Contracting Officer* determines that the previously offered product was accepted or tested and found to comply with specification and other requirements for technical acceptability conforming in every material respect with those in this *solicitation*.

*Alternate II* (May 2002). As prescribed in 14.201-6 (o)(2)(ii), insert the following *Alternate II*:

(e) At the discretion of the *Contracting Officer*, the requirements for furnishing bid samples *may* be waived for a bidder if-

(1) The bid states that the offered product is the same as a product offered by the bidder to the \_\_\_\_\_ *[as appropriate, the Contracting Officer shall designate the contracting office or an alternate activity or office]* on a previous *acquisition*;

(2) The *Contracting Officer* determines that the previously offered product was accepted or tested and found to comply with specification and other requirements for technical acceptability conforming in every material respect with those of this *solicitation*; and

(3) The product offered under this *solicitation* will be produced under a resulting contract at the same plant in which the previously acquired or tested product was produced.

**Parent topic:** [52.214 \[Reserved\]](#)